

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X :
ROBERT L. GARBER, Derivatively on Behalf :
of LEHMAN BROTHERS HOLDINGS, INC., :
 :
Plaintiff, :
 :
v. : Case No.: 07-CV-02990 (DAB)
 :
RICHARD S. FULD, JR., MICHAEL L. :
AINSLIE, JOHN F. AKERS, ROGER S. :
BERLIND, THOMAS H. CRUIKSHANK, :
MARSHA JOHNSON EVANS, SIR :
CHRISTOPHER GENT, JOHN L. CECIL, :
ROLAND A. HERNANDEZ, JOHN D. :
MACOMBER, DINA MERRILL, JONATHAN :
BEYMAN, DAVID GOLDFARB, JOSEPH M. :
GREGORY, JEREMY M. ISAACS, :
CHRISTOPHER O'MEARA, THOMAS A. :
RUSSO, BRADLEY H. JACK, HENRY :
KAUFMAN, STEPHEN M. LESSING, :
MICHAEL F. MCKEEVER, JEFFREY :
VANDERBEEK, :
 :
Defendants, :
 :
- and - :
 :
LEHMAN BROTHERS HOLDINGS, INC., :
 :
Nominal Defendant. :
-----X :

**NOTICE OF MOTION FOR SELECTION AS LEAD PLAINTIFFS
AND APPROVAL OF LEAD COUNSEL**

PLEASE TAKE NOTICE that Robert L. Garber ("Garber") and Saginaw Police & Fire Pension Board ("Saginaw") will hereby move this Court for an Order (attached hereto): (1) selecting Garber and Saginaw as lead plaintiffs in the action; (2) approving their selection of Scott + Scott, LLP and Robbins, Umeda, and Fink LLP as co-lead

derivative counsel; and (3) granting such other relief as the Court may deem just and proper. For the reasons set forth in the supporting memorandum of law and declaration of David R. Scott, Esq., Saginaw and Garber respectfully request that the Court enter the attached Order.

DATED: August 14, 2007

Respectfully submitted,

SCOTT + SCOTT, LLP

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Counsel for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on August 14, 2007, a copy of the foregoing Notice of Motion for Selection of Lead Plaintiffs and Approval of Lead Counsel was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

/s/ Beth A. Kaswan
Beth A. Kaswan (BK-0264)